

***United States Court of Appeals
for the Second Circuit***



**APPELLANT'S
APPENDIX**

74-2337

12/30

UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

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UNITED STATES OF AMERICA,

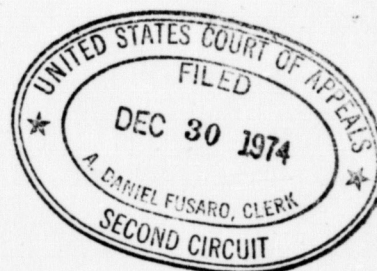
Appellee

-against-

Docket No. 74-2337

SIMON MORANDI,

Appellant
-----x



APPENDIX FOR APPELLANT

MARTIN JAY SIEGEL
ATTORNEY FOR APPELLANT
SUITE 701
250 W. 57th ST.
NEW YORK, NY 10019

PAGINATION AS IN ORIGINAL COPY

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UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

UNITED STATES OF AMERICA

-against-

SIMON MORANDI

Defendant

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF
NEW YORK.

CASE NO. 73 Cr. 1089
JUDGE I.B. COOPER

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
:
UNITED STATES OF AMERICA
:
-v-
:
KEITH COPEN
WILLIAM STANDBRIDGE,
CARLOS ALBERTO PAZ, and
SIMONE MORANDI,
:
Defendants. :
-----X

INDICTMENT

73 Cr. 1037

The Grand Jury charges:

1. From on or about the 4th day of November, 1973 and continuously thereafter up to and including the date of the filing of this indictment, in the Southern District of New York, KEITH COPEN, WILLIAM STANDBRIDGE, CARLOS ALBERTO PAZ, and SIMONE MORANDI, the defendants and others to the Grand Jury unknown, unlawfully, intentionally and knowingly combined, conspired, confederated and agreed together and with each other to violate Sections 812, 841(a)(1) and 841(b)(1)(A) of Title 21, United States Code.

2. It was part of said conspiracy that the said defendants unlawfully, intentionally and knowingly would distribute and possess with intent to distribute Schedule I and II narcotic drug controlled substances the exact amount thereof being to the Grand Jury unknown in violation of Sections 812, 841(a)(1) and 841(b)(1)(A) of Title 21, United States Code.

OVERT ACTS

In pursuance of the said conspiracy and to effect the objects thereof, the following overt acts were committed in the Southern District of New York and elsewhere:

1. On or about the 13th day of November, 1973, the defendant WILLIAM STANBRIDGE was at the Blue Bay Diner in Queens, New York.
2. On or about the 14th day of November, 1973, the defendants WILLIAM STANBRIDGE, CARLOS ALBERTO PAZ and SIMONE MORANDI drove in a car to the vicinity of the Columbia Presbyterian Hospital, New York, New York.
3. On or about the 14th day of November, 1973, the defendants KEITH COPEN and WILLIAM STANBRIDGE talked over a telephone from a room in the Columbia Presbyterian Hospital, New York, New York.

(Title 21, United States Code, Section 846).

SECOND COUNT

The Grand Jury further charges:

On or about the 14th day of November, 1973, in the Southern District of New York, KEITH COPEN, WILLIAM STANBRIDGE, CARLOS ALBERTO PAZ and SIMONE MORANDI, the defendants, unlawfully, intentionally and knowingly did possess with intent to distribute, a Schedule II narcotic drug controlled substance, to wit, approximately nine ounces of cocaine.

(Title 21, United States Code, Sections 812, 841(a)(1) and 841(b)(1)(A); and Title 18, United States Code, Section 2.)

THIRD COUNT

The Grand Jury further charges:

On or about the 14th day of November 1973, in the Southern District of New York, WILLIAM STANDBRIDGE, the defendant, did unlawfully, wilfully and knowingly carry a firearm during the commission of a felony, for which he could be prosecuted in a court of the United States; to wit, the offenses charged in Counts One and Two of this indictment.

(Title 18, United States Code, Section 924(c)(2)).

FOURTH COUNT

The Grand Jury further charges:

On or about the 14th day of November, 1973, in the Southern District of New York, CARLOS ALBERTO PAZ and SIMONE MORANDI, the defendants, did unlawfully, wilfully and knowingly carry a firearm during the commission of a felony for which they could be prosecuted in a court of the United States; to wit, the offense charged in Counts One and Two of this indictment.

(Title 18, United States Code, Section 924(c)(2)).

FOREMAN

PAUL J. CURRAN
United States Attorney

Aug. 9, 1974

Hon. Irving Ben Cooper
US Federal District Courthouse
Foley Square
New York, NY 10007

USA v. Morandi

Dear Judge Cooper:

I represent the accused in the instant action.

Prior to the date for sentencing in the instant action,
I request that I be allowed to inspect the pre-sentence report
prepared by the Office of Probation.

Thank you for your consideration in this request.

Sincerely Yours,

MARTIN JAY SIEGEL

MJS/gk

JUDGE'S CHAMBERS
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
NEW YORK, NEW YORK 10007

IRVING BEN COOPER
JUDGE

August 15, 1974

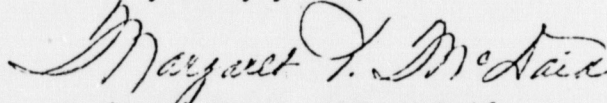
Martin Jay Siegel, Esq.
250 West 57th Street
New York, New York 10019

Re: U.S.A. v. MORANDI

Dear Mr. Siegel:

We acknowledge receipt of your note of August 9th. Judge Cooper denies your application with permission to renew at time of sentence.

Very truly yours,



(Mrs.) Margaret T. McDaid
Secretary to Judge Cooper

COPY RECEIVED
DEC 30 1974
U.S. ATTORNEY
FOURTH DIST. CT.